

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

MAXWELL SHOE COMPANY, INC.,

Plaintiff,

v.

EDELMAN SHOE COMPANY, LLC and
SAM EDELMAN,

Defendants.

Civil Action No. 04-10694 RCL

**UNOPPOSED MOTION TO ENLARGE TIME
FOR DEFENDANTS TO RESPOND TO COMPLAINT**

Defendants Edelman Shoe Company, LLC and Sam Edelman, request an enlargement of time in which they may answer, respond or otherwise plead to Plaintiff's Complaint, up to and including *November 15, 2004*. Defendants respectfully request relief from the deadline to respond to Plaintiff's Complaint so that the parties may concentrate on settlement discussions, which have been on-going since the Court denied Plaintiff's request for a preliminary injunction. Accordingly, Defendants make this motion to conserve both the Court's and the parties' resources as they work toward reaching a mutually agreeable resolution of this matter.

Certification of Compliance with Local Rule 7.1

Counsel for Defendants, Edelman Shoe Company, LLC and Sam Edelman, Darren Saunders, conferred by telephone with counsel for Plaintiff, Maxwell Shoe Company, Inc., Ilan N. Barzilay, on October 12, 2004, in an attempt to resolve or narrow the issues presented by this Motion. Mr. Barzilay stated that Plaintiff do not oppose entry of Defendants' Motion.

WHEREFORE, Defendants request entry of this Motion.

EDELMAN SHOE COMPANY, LLC and
SAM EDELMAN,

By their attorneys,

Dated: October 13, 2004

/s/Christopher Centurelli/s/
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